

OFFICIAL GAZETTE



GOVERNMENT OF GOA

Note: There are nine Extraordinary issues to the Official Gazette Sr. II, No. 35 dated 26-11-98 as follows:

- 1) Extraordinary dated 26-11-98 from pages 511 to 512 regarding Notification from Goa Legislature Secretariat.
- 2) Extraordinary No. 2 dated 26-11-98 from pages 513 to 514 regarding Order from Department of Social Welfare.
- 3) Extraordinary No. 3 dated 26-11-98 from pages 515 to 516 regarding Notification from Department of General Administration.
- 4) Extraordinary No. 4 dated 26-11-98 from pages 517 to 518 regarding Notifications from Department of General Administration.
- 5) Extraordinary No. 5 dated 27-11-98 from pages 519 to 520 regarding Notification from Department of Urban Development.
- 6) Extraordinary No. 6 dated 27-11-98 from pages 521 to 522 regarding Notification from Goa Legislature Secretariat.
- 7) Extraordinary No. 7 dated 30-11-98 from pages 523 to 524 regarding Notification from Goa Legislature Secretariat.
- 8) Extraordinary No. 8 dated 30-11-98 from pages 525 to 526 regarding Notification from Department of General Administration.
- 9) Extraordinary No. 9 dated 2-12-98 from pages 527 to 528 regarding Notification from Department of General Administration.

GOVERNMENT OF GOA

Department of Agriculture

Directorate of Agriculture

Notification

No. 3/2/HC/OPDP-6/(Act)/98/D.Agr/215

In exercise of the powers conferred by sub-sections (1) and (2) of section 3 of the Goa Oil Palm (Regulation of Production and Processing) Act 1998 (Goa Act 23 of 1998) (hereinafter called the "said Act"), the Government of Goa hereby constitutes the Goa Oil Palm Project Management Committee for the State of Goa consisting of the following members namely:-

- | | |
|--|-------------|
| 1. Secretary to the Government of Goa, Incharge of Agriculture | — Chairman. |
| 2. Secretaries to the Government of Goa, Incharge of Industries and Finance | — Members. |
| 3. Director of Agriculture | — Member. |
| 4. Representative of the National Bank for Agriculture and Rural Development | — Member. |
| 5. Director of Industries | — Member. |
| 6. Director of ICAR Complex, Goa | — Member. |
| 7. Representative of the Department of Agriculture and Co-operation (Technology Mission on Oil seeds and Pulses) Government of India | — Member. |

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|--|---------------------|
| 8. Area representative of any Private Sector Company involved in Oil Palm processing to be nominated by the Government | — Member. |
| 9. Managing Director, Goa State Horticulture Development Corporation, Goa | — Member. |
| 10. Shri Roy Anto, Farm Potre, Sanguem Goa, r/o Sharon Villa, Aquem, Margao Goa (Progressive farmer) | — Member. |
| 11. Shri Perigrino Costa, Farm Malkarne r/o Near Kunde Petrol Pump, Margao Goa (Progressive farmer) | — Member. |
| 12. Shri Vijaysing A. Rane, r/o Kadki Satari Goa (Progressive farmer) | — Member. |
| 13. Dr. P. Rethinam, Director, National Research Centre, Oil Palm-Elluru (Andhra Pradesh), as an expert | — Member. |
| 14. Deputy Director of Agriculture (Horticulture), Government of Goa | — Member Secretary. |

By order and in the name of the Governor of Goa.

K. G. Sharma, Director of Agriculture and Ex-Officio Joint Secretary.

Panaji, 18th November, 1998.

Notification

No. 3/2/HC/OPDP-6/(Act)/98/D.Agr/216

In exercise of the powers conferred by section 5 of the Goa Oil Palm (Regulation of Production and Processing) Act 1998 (Goa Act 23 of 1998) (hereinafter called the "said Act"), the Government of Goa hereby appoints the Deputy Director of Agriculture (Horticulture) of the Department of Agriculture as Oil Palm Commissioner, to exercise the powers and perform the functions of the Oil Palm Commissioner under the said Act.

By order and in the name of the Governor of Goa.

K. G. Sharma, Director of Agriculture and Ex-Officio Joint Secretary.

Panaji, 18th November, 1998.

Department of Cooperation
Office of the Asstt. Registrar of Cooperative
Societies

Notification

No. ARCS/CZ/HSG/352/ADM/96

- Read: 1) This office Notification No. ARCS/CZ/HSG/352/ADM/96 dated 10-7-1997 registering the "Rajiv Gandhi Medident Cooperative Housing Society Ltd.," Bambolim-Goa.
- 2) This office Memo No. ARCS/CZ/HSG/352/ADM/96 dated 22-4-1998 registering the amendment to bye-law No. 1(a) & 3(xvii) and thus changing its name as "Azad Cooperative Housing Society Ltd.," Bambolim, Tiswadi-Goa.
- 3) The society's letter dated 24-3-1998 sending the original registration Certificate for amendment.

In exercise of the powers under Section 15 of the Cooperative Societies Act, 1960 as applied to the State of Goa, and Rule No. 12 of the Cooperative Societies Rules, 1962, the original registration Certificate is hereby amended and the amended Certificate is as under:-

Certificate of Registration

The Azad Cooperative Housing Society Ltd., Bambolim, Tiswadi, Goa is registered on 10-7-1997 and it bears registration No. ARCS/CZ/HSG/347-(a)/Goa and it is Classified as "Housing Society" under Sub-Classification No. 5(a) "Tenant Ownership Housing Society" in terms of Rule 9 of the Cooperative Societies Rules, 1962 for the State of Goa.

Sd/- (D. M. Pathan), Asstt. Registrar of Coop. Societies (Central).

Panaji, 22nd April, 1998.

Notification

No. 5-747-1998/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, Kancho Cooperative Housing Society Ltd., Aquem-Alto, Margao-Goa is registered under Code symbol No. HSG-(b)-275/South Goa/98.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 13th August, 1998.

Certificate of Registration

Kancho Cooperative Housing Society Ltd., Aquem-Alto, Margao-Goa has been registered on 13-8-1998 and it bears registration Code Symbol No. HSG-(b)-275/South Goa/98 and it is classified as "Housing Society" under Sub-Classification No. 5-(b)-Tenant Co-partnership Housing Society in terms of Rule 9 of the Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 13th August, 1998.

Notification

No. 5-743-1998/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, Saudagar Cooperative Housing Society Ltd., Ambaji, Fatorda, Margao-Goa, is registered under code symbol No. HSG-(b)-271/South Goa/98.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 26th June, 1998.

Certificate of Registration

Saudagar Cooperative Housing Society Ltd., Ambaji, Fatorda, Margao-Goa, has been registered on 26-6-1998 and it bears registration code symbol No. HSG-(b)-271/South Goa/98 and it is classified as "Housing Society" under Sub-classification No. 5-(b)-Tenant Co-partnership Housing Society in terms of Rule 9 of the Cooperative Societies Rules 1962, for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 26th June, 1998.

Notification

No. 5-742-1998/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, D. V. Cooperative Housing Society Ltd., Agali, Fatorda, Margao-Goa, is registered under code symbol No. HSG-(b)-270/South Goa/98.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 26th June, 1998.

Certificate of Registration

D. V. Cooperative Housing Society Ltd., Agali, Fatorda, Margao-Goa has been registered on 26-6-1998 and it bears registration Code Symbol No. HSG-(b)-270/South Goa/98 and it is classified as "Housing Society" under Sub-classification No. 5-(b)-Tenant Co-partnership Housing Society in terms of Rule 9 of the Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 26th June, 1998.

Notification

No. 5-748-1998/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, Salkar Residency Block-II Cooperative Housing Society Ltd., Chicalim-Goa, is registered under Code symbol No. HSG-(b)-276/South Goa/98.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 17th August, 1998.

Certificate of Registration

Salkar Residency Block-II Cooperative Housing Society Ltd., Chicalim-Goa, has been registered on 17-8-1998 and it bears registration Code Symbol No. HSG-(b)-276/South Goa/98 and it is classified as "Housing Society" under Sub-classification No. 5-(b)-Tenant Co-partnership Housing Society in terms of Rule 9 of the Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 17th August, 1998.

Notification

No. 5-744-1998/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, Basant Bahar Phase I Cooperative Housing Society Ltd., Aquem, Margao-Goa, is registered under Code symbol No. HSG-(b)-272/South Goa/98.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 13th July, 1998.

Certificate of Registration

Basant Bahar Phase I Cooperative Housing Society Ltd., Aquem, Margao-Goa, has been registered on 13-7-1998 and it bears registration Code Symbol No. HSG-(b)-272/South Goa/98 and it is classified as "Housing Society" under Sub-classification No. 5-(b)-Tenant Co-partnership Housing Society in terms of Rule 9 of the Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 13th July, 1998.

Notification

No. 5-74-1998/ARSZ/HSG

In exercise of the powers vested in me under Section 9 of the Maharashtra Cooperative Societies Act, 1960 as applied to the State of Goa, Anantdhara Cooperative Housing Society Ltd., Margao, is registered under Code Symbol No. HSG-(b)-268/South Goa/98.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 17th June, 1998.

Certificate of Registration

Anantdhara Cooperative Housing Society Ltd., Margao Goa, has been registered on 17-6-1998 and it bears registration Code Symbol No. HSG-(b)-268/South Goa/98 and it is classified as "Housing Society" under Sub-classification No. 5-(b)-Tenant Co-partnership Housing Society in terms of Rule 9 of the Co-operative Societies Rules, 1962 for the State of Goa.

Sd/- (C. D. Gawade), Asstt. Registrar of Coop. Societies (South).

Margao, 17th June, 1998.

Department of Education, Art & Culture**Directorate of Technical Education****Order**

No. 26/4/21/DTE/98-99/7440

Read: Memorandum No. 20-4-96-EDN (Coit)/6005 dated 16-10-98.

On recommendations of the Goa Public Service Commission conveyed vide their letter No. COM/1/5/15(38)/96 dated 10-9-98, Government is pleased to appoint Shri Vivek B. Kamat, on temporary basis to the post of Head of Department in Mechanical Engineering in Government Polytechnic, Curchorem-Goa, on an initial pay of Rs. 3700/- in the pay scale of Rs. 3700-125-4950-150-5700/- with effect from the date of joining the post as per the terms and conditions contained in the Memorandum cited above.

Shri Vivek B. Kamat, will be on probation for a period of two years.

He should join the duties within 30 days of the receipt of this order, failing which this order is liable to be cancelled without further notice.

The appointment is further subject to the verification of character and antecedents.

By order and in the name of the Governor of Goa.

A. K. Bidkar, Director of Technical Education and Additional Secretary.

Porvorim, 19th November, 1998.

Order

No. 16-11-94-EDN/7462

On the recommendations of the Goa Public Service Commission, Panaji conveyed vide their letter No. COM/1/6/18(3)/94 dated 22-12-1995, the Government of Goa is pleased to appoint Shri Vinayak N. Shet on regular basis to the post of Lecturer in Electrical Engineering w.e.f. 6-7-86 in the pay scale of Rs. 2200-75-2800-EB-100-4000/- in Goa College of Engineering, Farmagudi, Ponda-Goa.

Hitherto he was holding the post on ad hoc basis and now his ad hoc appointment to the said post has been regularised.

By order and in the name of the Governor of Goa.

A. K. Bidkar, Director of Technical Education and Additional Secretary.

Porvorim, 20th November, 1998.

Department of Labour

Order

No. CL/Pub-Awards/98/9627

The following Award dated 30-6-1998 in Reference No. IT/28/98 given by the Industrial Tribunal, Panaji-Goa, is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

R. S. Mardolker, Ex-Officio Joint Secretary (Labour).

Panaji, 9th July, 1998.

IN THE INDUSTRIAL TRIBUNAL
GOVERNMENT OF GOA
AT PANAJI

(Before Shri Ajit J. Agni, Hon'ble Presiding Officer)

IT/28/98

Workmen,
Rep. by the President,
All Goa General Employees Union,
P. O. Box No. 90,
Vasco da Gama.

— Workmen/Party I

V/s

M/s Environcon,
Corlim Goa,
Contractor to M/s E'Merck (India),
Anant Niwas, 200/10,
Opp. Hindustan Ciba Geigy,
Corlim, Ilhas Goa.

— Employer/Party II

Workmen/Party I — Absent.

Employer/Party II represented by Adv. Shri G. K. Sardesai.

Dated: 25-6-98.

AWARD

In exercise of the powers conferred by clause (d) of Sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Government of Goa by order No. IRM/CON/P/(135)/98/8282 dated 6th April, 1998 referred the following dispute for adjudication by this Tribunal.

"Whether the action of the management of M/s Environcon, Corlim Goa, Contractor of M/s E'Merck India Limited, Marvasoddo, Usgao, Ponda Goa in terminating the services of six workmen namely S/Shri Gurudas Gaude, Vasudev Gaude, Rajesh Sawant, Pramod Mhalasekar, Joaquim Fernandes and Shyam Mhalasekar w.e.f. 31-3-1997 is legal and justified ?

If not, to what relief the workmen are entitled ?".

2. On receipt of the reference, a case was registered under No. IT/28/98 and registered AD notice was issued to the parties. The Employer/Party II (For short "Employer") was duly served with the notice and was represented by Adv. Shri G. K. Sardesai. Though the Notice was duly served on the workmen/Party I (For short

"Union"), none appeared on behalf of the Union when the case was fixed for filing of the statement of claim on 4-6-98 at 10.30 a.m. The case was therefore adjourned and fixed on 19-6-98 at 10.30 a.m. for filing statement of claim on behalf of the Union. However, on this date also, none appeared on behalf of the Union and consequently, no statement of claim was filed on behalf of the Union. Adv. Shri G. K. Sardesai, the learned counsel for the employer submitted that the employer does not desire to file any statement of claim/written statement and further submitted that the reference be answered against the workmen/Union as it is the duty of the Union to file statement of claim and lead evidence in support of the claim. We submitted that since the Union has failed to appear inspite of being duly served with the notice, the reference is liable to be answered in favour of the employer.

3. The Allahabad High Court in the case of V. K. Ray Industries v/s Labour Court and others reported in 1981 (29) FLR 194 has held that the proceedings before the Industrial Court are judicial in nature even though the Indian Evidence Act is not applicable to the proceedings before the Industrial Court but the principles underlying the said Act are applicable. The High Court has held that it is well settled law that if the party challenges the validity of an order, the burden lies upon him to prove the legality of the order and if no evidence is produced, the party invoking the jurisdiction must fail. The High Court has further held that if the workman fails to appear or to file Written Statement or to produce evidence, the dispute referred by the Government cannot be answered in favour of the workman and he would not be entitled to any reliefs. The Bombay Court, Panaji bench, in the case of N. N. S. Engineering Services v/s Industrial Tribunal, Goa, Daman & Diu and another reported in FJR Vol. 71 at page 393 has held that the obligation to lead evidence to establish an allegation is on the party making an allegation, the test being that he who does not lead evidence must fail. The Bombay High Court further held that the provisions of Rule 10-B of the Industrial Disputes (Central) Rules, 1957 clearly indicates that the party who raises an industrial dispute is bound to prove the contentions raised by him and the Industrial Tribunal or the Labour Court would be erring in placing the burden of proof on the other party of the dispute.

4. In the present case, the dispute was referred to this Tribunal for adjudication by the Government at the instance of the Union as the Union contended that services of the workman named in the reference were illegally terminated by the Employer. The Union was given opportunities to file statement of claim, but the Union failed to do so. Applying the law laid down by the Allahabad High Court and the Bombay High Court in the above referred cases, the burden was on the Union to prove that the action of the employer in terminating the services of the workmen named in the reference is illegal and unjustified. Since the Union did not participate in the proceedings inspite of the opportunities given, it is evident that the Union is not interested in pursuing with the matter and therefore, there is no material before me to hold that the action of the employer in terminating the services of the workmen S/Shri Gurudas Gaude, Vasudev Gaude, Rajesh Sawant, Pramod Mhalasekar, Joaquim Fernandes and Shyam Mhalasekar w.e.f. 31-3-97 is illegal and unjustified.

In the absence of any evidence, the reference cannot be answered in favour of the Union/Workmen.

Hence, I pass the following order.

ORDER

It is hereby held that the action of the management of M/s Environcon, Corlim Goa, Contractor to M/s E'Merck (India) Limited, Marvasoddo, Usgao, Ponda Goa in terminating the services of six workmen namely, S/Shri Gurudas Gaude, Vasudev Gaude, Rajesh Sawant, Pramod Mhalasekar, Joaquim Fernandes and Shyam Mhalasekar w.e.f. 31-3-97 is legal and justified. It is hereby further held that the workmen are not entitled to any reliefs.

No order as to costs:

Inform the Government accordingly.

Sd/-
(Ajit J. Agni)
Presiding Officer
Industrial Tribunal

Order

No. 28/26/89-ILD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Labour).

Panaji, 13th February, 1992.

IN THE INDUSTRIAL TRIBUNAL
GOVERNMENT OF GOA
AT PANAJI

(Before Shri M. A. Dhavale, Hon'ble Presiding Officer)

Ref. No. IT/46/89.

Workmen — Party I/Workmen

V/s

M/s A C I Engineering
Division.

— Party II/Employer

Workman represented by Shri R. Mangueshkar.

Employer represented by Adv. B. G. Kamat.

Panaji. Dated: 27-1-1992.

AWARD

In exercise of the powers conferred by Sub. Section (2) of Section 10 of the Industrial Disputes Act, 1947, the Govt. of Goa by its order No. 28/26/89-ILD dated 4th June, 1989 has referred the following issue for adjudication by this Tribunal.

SCHEDULE

"Whether the following demands raised by the Goa Trade & Commercial Worker's Union before the management of M/s ACI Engineering Division, Corlim, are legal and Justified?"

The demands made by the workman-party I, relates to: i) Flat-rise, pay-scales and grades, ii) Seniority Increments, iii) House Rent Allowance, iv) Fixed Dearness Allowance, v) Variable Dearness Allowance, vi) Travelling and Sundry allowance, vii) Uniforms, and Washing Allowance, viii) Leave facilities and ix) Overtime and compensatory Off.

2. On receipt of this reference a case at No. IT/46/89 was registered and notices were sent to both the parties, in response to which, they appeared and submitted their pleadings which can be found at Exb. 2, 3 and 4. On going through the pleadings, I have framed the issue at Exb. 5 and thereafter the case was posted for recording of the evidence. However, on the adjourned dates of hearing, it was submitted that there was every possibility of settling the dispute and hence the case was adjourned and finally on this date, the learned representatives of both the sides informed the Court that the dispute has been resolved by a settlement and accordingly they have filed the settlement deed and submitted that in terms of this settlement a consent award be passed. I have gone through the terms and conditions of the settlement and I have found that they are certainly in the interest of Party I Workman and hence I accept the submissions made on behalf of both the sides and pass the following consent award in terms of the settlement.

ORDER**TERMS OF THE SETTLEMENT**

1. The gradation vis-a-vis revised pay-scales and fitment in to revised pay-scale of the existing workmen of Party No. II will be as set out below, effective from 1st April, 1991.

Sr. No.	Name of worker with grade	Revised pay-scale	Fitment (Rs. per m.)
1.	Concessao Pereira G-I	250-15-400-20-600-25-850-30-1150	280
2.	Roshan Naik G-I	"	265
3.	Kapila Sawant G-I	"	265
4.	Jaimini Phadte G-I	"	265
5.	Babuli Palmkar G-I	"	265
6.	Vishranti Narvenkar	"	265
7.	Usha Chari G-I	"	250
8.	Vimal Gaude G-I	"	250
9.	Mangal Naik G-I	"	250
10.	Ankush Gaude G-I	"	250
11.	Shashikant Salelkar G-I	"	250
12.	Premanand Palmkar G-I	"	250
13.	Ramdas Kurtikar G-I	"	250
14.	Jaganath Jalmi G-II	150-10-300-15-450-20-650-25-900	230
15.	Ravati Gaunkar G-II	"	230
16.	Vasudev Ghadi G-II	"	210
17.	Harish Kerkar G-II	"	200
18.	Jayanti Gaude G-II	"	180
19.	Nisha Naik G-II	"	180
20.	Nandini Naik G-II	"	170
21.	Asha Gaonkar G-II	"	150
22.	Shanti Khandolkar G-II	"	150
23.	Leela Kunkalkar G-II	"	150
24.	Shrimati Naik G-II	"	150
25.	Shanta Chirputkar G-II	"	150
26.	Jayanti Fadte G-II	"	150

Annual increment permissible in the above scale of pay will fall due on 1st April, 1992 and thereafter on 1st of April of every calendar year.

2. Each of the workman shown in (1) hereinabove will be paid allowances as set out below effective from 1st April, 1991.

Sr. No.	Nature of Allowance	Rate of Allowance per month (Rs. p.m.)
1.	Fixed Dearness Allowance	Rs. 250.00
2.	Travelling Allowance	Rs. 75.00
3.	Washing Allowance	Rs. 15.00

3. Each of the worker shown in (1) hereinabove will be paid V.D.A. at the rate of Rs. 1.00 per point rise over and above All India Consumer Price Index 570(1960-100). The revision in V. D. A. will be paid on 1st April, July, October and January. The rate of V.D. A. for quarter beginning 1st April, 1991 will be Rs. 403 p. m.

4. All other demands are deemed to have been dropped and existing practices in respect of providing uniform, leave facilities, overtime working and compensatory off in terms of settlement dated 15th July, 1985 will continue.

5. With effect from 1st January, 1992, the payment of interim relief of Rs. 100.00 to each worker will be discontinued by Party II;

6. All the arrears of wages accruing to each of the workers from 1st April, 1991 to 31st December, 1991 will be paid by 31st March, 1992 by Party No. II. In case of failure to pay the arrears as above, simple interest at the rate of 18% p. a. will be paid by till the payment of entire arrears or balance thereof, remaining due.

7. Each of the workers will be paid an amount of Rs. 3,500.00 as ex-gratia payment, subject to pro-rata deduction for absence and/or leave without pay during the period from 1st April, 1988 to 31st March, 1991, which amount will be paid by 31st March, 1992.

8. This settlement will be in force till 31st December, 1995.

No order as to costs. Inform the Government accordingly.

Sd/-
(M. A. DHAVALÉ)
Presiding Officer
Industrial Tribunal

Order

No. 28/52/91-LAB

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Dispute Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Labour).

Par 24th April, 1992.

IN THE INDUSTRIAL TRIBUNAL
GOVERNMENT OF GOA
AT PANAJI

(Before Shri M. A. Dhavale, Hon'ble Presiding Officer)

Ref. No. IT/17/89

Shri Anil N. Raut and anr. — Workmen/Party I

V/s

M/s Kadamba Transport Corporation
Limited — Employer/Party II

Employer represented by Shri P. K. Lele.

Panaji, Dated: 21-3-1992.

AWARD

This is a reference under Section 10(1)(d) of the Industrial Dispute Act, 1947, which has been registered on the basis of the Judgement delivered by the Hon. High Court of Judicature of Bombay (Panaji Bench), Goa, dated 1-2-89, passed in Writ Petition No. 42/88 filed by Party I-Shri Anil N. Raut. On the basis of the said reference, a case at No. IT/17/89 was registered and notices were issued to both the parties in response to which they appeared and submitted their pleadings which are at Exhibits 2, 4 and 5. On the basis of their rival contentions, my learned predecessor framed the necessary issues which can be found at Exb. 6 and thereafter the case was posted for hearing. On the adjourned dates, it was represented to the Tribunal that there was every possibility of a settlement between the parties and hence the evidence could not be led. Finally, the case was posted for settlement on this date and accordingly the Party I-workmen appeared before this Tribunal and submitted an application (Exb.8) wherein he has stated: (1) that he is already employed with the Government of Goa, (2) that he has no dispute with Party II-Employer-M/s K. T. C., in respect of his employment and (3) he has no desire to pursue this case and hence there being no dispute, the case should be disposed of.

2. In view of the matter, it follows that the reference will have to be disposed of since no dispute survives between the parties.

3. I, therefore, pass the following order:

ORDER

The reference stands disposed of with no order as to costs.

Inform the Government accordingly.

Sd/-
(M. A. DHAVALÉ)
Presiding Officer
Industrial Tribunal

Order

No. CL/Pub-Award/98/8956

The following Award dated 23-4-1998 in Reference No. IT/10/98 given by the Industrial Tribunal, Panaji-Goa, is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

R. S. Mardolker, Ex-Officio Joint Secretary (Labour).

Panaji, 26th May, 1998.

IN THE INDUSTRIAL TRIBUNAL
GOVERNMENT OF GOA
AT PANAJI

(Before Shri Ajit J. Agni, Hon'ble Presiding Officer)

Ref. No. JT/10/98

Shri Ramdas Naik,
Rep. by the General Employees Union,
P. O. Box No. 90,
Vasco da Gama.

— Workman/Party I

V/s

M/s C. F. L. Pharmaceuticals Ltd.,
Nirankar Road, Curti,
Ponda Goa.

— Employer/Party II

Workman/Party I - Absent

Employer/Party II - Absent

Dated: 23-4-98.

AWARD

In exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Government of Goa by order dated 13-2-1998 bearing No. IRM/PONDA/CON/(95)/197/7325 referred the following dispute for adjudication to this Tribunal.

"Whether the action of the management of M/s C.F.L. Pharmaceuticals Ltd.; CMM Group of Companies, Nirankar Road, Curti, Ponda Goa, in terminating the services of workman Shri Ramdas Naik, w.e.f. 2-1-1996 is legal and justified?"

If not, to what relief the workman is entitled?"

2. On receipt of the reference, a case was registered under No. IT/10/98 and registered A/D notice was issued to the parties. On 26-3-98, none appeared on behalf of the Workman/Party I as the notice issued to him was returned un-served with postal remarks "Unclaimed". Therefore, another notice under certificate of posting was ordered to be issued to the Workman/Party I. On the said date, Shri S. D. Singh appeared on behalf of the Employer/Party II and the case was adjourned to 16-4-98. Fresh notice to the Workman/Party I (for short "Workman") was issued under certificate of posting dated 27-3-98 requiring the workman to appear on 16-4-98 at 10.30 a.m. and to file his statement of claim. On the said date, the workman did not appear and also none appeared on behalf of the Employer/Party II (for short "Employer").

3. The reference of the dispute was made by the Government at the request of the workman as he challenged the action of the employer in terminating his services. It is a settled law that the party who challenges the legality of the order or the action taken by the employer, the burden lies on that party to prove the legality of the said order or the action. The Allahabad High Court in the case of V. K. Raj Industries V/s Labour Court and others reported in 1981 (29) FLR 194 has held that the proceedings before the Industrial Court are judicial in nature even though the Indian Evidence Act is not applicable to the proceedings before the Industrial Court but the principles underlying the said Act are applicable. The High Court has held that it is well settled law that if the party challenges the validity of an order, the burden lies upon him to prove the legality of the order and if no evidence is produced, the party invoking the jurisdiction must fail. The High Court has further held that if the workman fails to appear or to file Written Statement or to produce evidence, the dispute referred by the Government cannot be answered in favour of the workman and he would not be entitled to any reliefs.

The Bombay High Court, Panaji bench in the case of V. N. S. Engineering Services V/s Industrial Tribunal, Goa, Daman & Diu and another reported in FJR Vol. 71 at page 393 has held that the obligation to lead evidence to establish an allegation is on the party making an allegation, the test being that he who does not lead evidence must fail. The Bombay High Court further held that the provisions of Rule 10B of the Industrial Disputes (Central) Rules 1957 clearly indicates that the party who raises an industrial dispute is bound to prove the contentions raised by him and the Industrial Tribunal or the Labour Court would be erring in placing the burden of proof on the other party of the dispute.

4. In the present case, the dispute was raised by the workman that his services were illegally terminated and the reference was made by the Government at his instance. Therefore, applying the law laid down by the Bombay High Court and the Allahabad High Court in the above referred cases, the burden of proof was on the workman to prove that the action of the employer in terminating his services from 2-1-96 was illegal and unjustified. However, in spite of the opportunities being given, the workman did not appear and consequently, no statement of claim was filed on his behalf. From the conduct of the workman, it is clear that he is not interested in pursuing further with the matter. Therefore, there is no material before me to hold that the action of the employer in terminating the services of the workman is not legal and justified. In the absence of any evidence, the reference cannot be answered in favour of the workman. In the circumstances, I hold that the workman has failed to prove that the action of the employer in terminating his services with effect from 2-1-1996 is illegal and unjustified.

Hence, I pass the following order.

ORDER

It is hereby held that the action of the management of M/s C. F. L. Pharmaceuticals Limited, CMM Group of Companies, Nirankar Road, Curti, Ponda Goa, in terminating the services of the workman Shri Ramdas Naik w. e. f. 2-1-96 is legal and justified. It is hereby further held that the workman is not entitled to any relief.

No order as to cost.

Inform the Government accordingly.

Sd/-
(AJIT J. AGNI)
Presiding Officer
Industrial Tribunal.

Department of Personnel

Order

No. 15/50/87/PER/Part I

In exercise of the powers conferred under Rule 5 of the Notification No. 1/25/87-PER dated 17-4-1996 published in the Official Gazette Series I, No. 9 dated 31-5-1996, the Government of Goa in consultation with the Goa Public Service Commission is pleased to exempt the below mentioned officers in the Cadre of Mamlatdars/Joint Mamlatdars/Assistant Director of Civil Supplies from appearing and passing the Departmental examination for the officers in the Cadre of Mamlatdars/Joint Mamlatdars/Assistant Director of Civil Supplies.

1. Shri S. R. Desai.
2. Shri V. B. Morajkar.
3. Shri P. R. Borkar.
4. Shri Honoratto Rodrigues.

5. Shri F. M. Mascarenhas.
6. Shri J. S. Poi.
7. Shri A. P. Halarnkar.

Order

No. 7/18/97-PER

By order and in the name of the Governor of Goa.

Armando Mascarenhas, Joint Secretary (Personnel).

Panaji, 15th October, 1998.

Order

No. 6/3/81-PER (Vol. VIII) Part

Governor of Goa is pleased to transfer Shri T. S. Sawant, Chief Officer, Mapusa Municipal Council and post him as Under Secretary (ARD), Secretariat, Panaji, with immediate effect.

His deputation term is curtailed from the date of his relief.

By order and in the name of the Governor of Goa.

Armando Mascarenhas, Joint Secretary (Personnel).

Panaji, 20th October, 1998.

Order

No. 6/4/98-PER

Governor of Goa is pleased to order the transfer and posting of the following Senior Scale Officers of the Goa Civil Service with immediate effect.

Sr. No.	Name & designation of the Officer	Transferred and posted against
1.	Shri George Kuruvilla, under orders of transfer.	Chief Officer, Margao Municipal Council, Margao vice Shri Sardessai transferred.
2.	Shri P.W. Rane Sardessai, Chief Officer, Margao Municipal Council, Margao.	Director (Admn.), Goa Medical College, Bambolim, Goa vice Shri Satardekar transferred.
3.	Shri K. A. Satardekar, Director (Admn.), Goa Medical College, Bambolim, Goa.	Chief Officer, Panaji Municipal Council, Panaji vice Shri Kamat transferred.
4.	Shri G. J. Prabhu Desai, Director (Admn.), Public Works Department, Panaji.	Director (Admn.), Directorate of Education, Panaji vice Shri Kuruvilla transferred.

The Officers at Sr. No. 1 & 3 will be on deputation, initially for a period of one year, and will be governed by the standard terms of deputation as contained in this Department's O. M. No. 13/4/74-PER dated 10-10-90 as amended from time to time.

The deputation of the officers at Sr. No. 1 & 2 is curtailed from the date of their relief.

By order and in the name of the Governor of Goa.

Armando Mascarenhas, Joint Secretary (Personnel).

Panaji, 20th October, 1998.

On the recommendations of the Departmental Promotion Committee as conveyed by the Goa Public Service Commission vide its letter No. COM/II/11/22(1)/91 dated 21-8-1998, the Government is pleased to promote on regular basis the following Assistant Conservator of Forests, to the posts of Deputy Conservator of Forests (Non IPS Cadre (Group 'A')) Gazetted in the pay scale of Rs. 10,000-325-15,200 in the Forest Department, with immediate effect and posted against the places indicated below:-

Sl. No.	Name of the Officer	Places of posting
1.	Shri V. T. Thomas	Dy. Conservator of Forests (Monitoring & Evaluation, Panaji).
2.	Shri L. V. Kulkarni	Dy. Conservator of Forests (Planning & Statistics, Panaji).

2. The above officers will be on probation for a period of two years.

By order and in the name of the Governor of Goa

Armando Mascarenhas, Joint Secretary (Personnel).

Panaji, 30th October, 1998.

Order

No. 15/5/97-PER

Shri P. Krishnamurthy, IAS, Probationer, shall hold independent charge of the post of Block Development Officer, Salcete Block, Salcete, with effect from 20th October, 1998 for a period of 30 days and the regular Block Development Officer, Shri Francisco X. L. Ferrao shall assist him during the above mentioned period.

By order and in the name of the Governor of Goa.

Armando Mascarenhas, Joint Secretary (Personnel).

Panaji, 4th November, 1998.

Order

No. 6/4/98-PER

Read: Government Order No. 6/4/98-PER dated 20-10-1998.

In partial modification of the Government Order cited above, Shri George Kuruvilla, is posted as Director (Admn.), Public Works Department, Panaji, against the vacant post, with immediate effect.

Shri P. W. Rane Sardessai shall continue against the post of Chief Officer, Margao Municipal Council, Margao.

By order and in the name of the Governor of Goa.

Armando Mascarenhas, Joint Secretary (Personnel).

Panaji, 6th November, 1998.

Order

No. 6/3/81-PER (Vol. VIII) Part

Shri G. M. Salkar, Deputy Director (Admn.), Directorate of Agriculture is transferred and posted as Chief Officer, Mapusa Municipal Council, Mapusa, with immediate effect.

Shri Salkar will be on deputation initially for a period of one year and shall be governed by the standard terms of deputation as contained in this Department's O.M. No. 13/4/74-PER dated 10-10-1990 as amended from time to time.

By order and in the name of the Governor of Goa.

Armando Mascarenhas, Joint Secretary (Personnel).

Panaji, 9th November, 1998.

Order

No. 6/4/98-PER

Shri W. V. Ramana Murthy, Senior Scale Officer of Goa Civil Service, presently posted as Director, Printing & Stationery, Government Printing Press, is transferred and posted as Managing Director, Economic Development Corporation, with immediate effect, thereby relieving Shri Rakesh Mehta, IAS Development Commissioner of the additional charge.

2. The posting of Shri Murthy shall be on deputation, initially for a period of one year, and will be governed by the standard terms of deputation as contained in this Department's O.M. No. 13/4/74-PER dated 10-10-90 as amended from time to time.

3. Shri Murthy shall hold the additional charge of the post of Director, Government Printing Press, until further orders.

By order and in the name of the Governor of Goa.

Armando Mascarenhas, Joint Secretary (Personnel).

Panaji, 2nd December, 1998.

Department of Revenue**Order**

No. RD/LND/273/76-77

Read: Government Order No. RD/LND/273/76-77, dated 19-2-1997, published in the Official Gazette, Series II No. 49, dated 4-3-1977.

In exercise of the powers conferred by section 35 of the Goa Land Revenue Code, 1968 (Act No. 9 of 1969) read with section 21 of the General Clauses Act, 1897 (Central Act 10 of 1897), the Government of Goa, hereby rescinds the Government Order No. RD/LND/273/76-77, dated 19-2-1977, published in the Official Gazette, Series II No. 49, dated 4-3-1977 with immediate effect.

By order and in the name of the Governor of Goa.

Smt. A. Menezes, Under Secretary (Revenue).

Panaji, 9th November, 1998.

Notification

No. 22/66/98-RD

Whereas it appears to the Government of Goa (hereinafter referred to as "the Government") that the land specified in the Schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. L.A. bearing survey No. 123/1 to 8 at Xeldem village in Quepem Taluka.

Now, Therefore, the Government hereby notifies, under sub-section (1) of section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contract for the disposal of the said land by sale, lease, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed under paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under section 6 of the said Act will be published in the Official Gazette and in two daily newspapers and public notice thereof shall be given in due course. If the acquisition is abandoned wholly or in part, the fact will also be notified in the same manner.

4. The Government further appoints, under clause (c) of section 3 of the said Act, the Deputy Collector (LA), Collectorate of South Goa, Margao to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government also authorises under sub-section (2) of section 4 of the said Act, the following Officers to do the Acts, specified therein in respect of the said land.

1. The Collector, South Goa District, Margao.
2. Dy. Collector (LA), Collectorate of South Goa, Margao.
3. Managing Director, Goa Housing Board, Alto Porvorim.
4. Director of Settlement & Land Records, Panaji.

6. A rough plan of the said land is available for inspection in the Office of the Deputy Collector (LA), Collectorate of South Goa, Margao for a period of 30 days from the date of publication of this Notification in Official Gazette.

SCHEDULE

(Description of the said land)

Taluka: Quepem

Village: Xeldem

Survey No./ Sub-Div.No.	Names of the persons believed to be interested	Approx. area in sq. mts
1	2	3
123/1	O: Jaganath Quenim. Gulabchandra Quenim. Prabhakar Quenim. Shrihari Naik Kurade. Prakash Naik Kurade.	7200
123/2	O: — do —	22200
123/3	O: Jaganath Vassu Keny Robolo.	11100
123/4	O: Gulabchandra Keny Robolo.	5200
123/5	O: Pandurang Ramchandra Shenvi Bhat.	6000
123/6	O: Gulabchandra Keny Robolo.	1800
123/7	O: Pandurang Ramchandra Shenvi Bhat.	1800
123/8	O: Jaganath Vassu Keny Robolo.	3600
		Total 58900

By order and in the name of the Governor of Goa.

Smt. A. Menezes, Under Secretary (Revenue).

Panaji, 21st October, 1998.

Notification

No. 22/79/98-RD

Whereas it appears to the Government of Goa (hereinafter referred to as "the Government") that the land specified in the Schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. for proposed 6.3 MVA 33/11 KV Sub Station at Pilar in Tiswadi Taluka.

Now, Therefore, the Government hereby notifies, under sub-section (1) of section 4 of the Land Acquisition Act, 1894 (Central Act I of 1894) (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contract for the disposal of the said land by sale, lease, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed under paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under section 6 of the said Act will be published in the Official Gazette and in two daily newspapers and public notice thereof shall be given in due course. If the acquisition is abandoned wholly or in part, the fact will also be notified in the same manner.

4. The Government further appoints, under clause (c) of section 3 of the said Act, the Deputy Collector (LA), Collectorate of North Goa, Panaji to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government also authorises under sub-section (2) of section 4 of the said Act, the following Officers to do Acts, specified therein in respect of the said land.

1. The Collector, North Goa District, Panaji.
2. Deputy Collector (LA), Collectorate of North Goa, Panaji.
3. Chief Electrical Engineer, Vidyut Bhavan, Panaji.
4. The Director of Settlement and Land Records, Panaji.

6. A rough plan of the said land is available for inspection in the Office of the Deputy Collector (LA), Collectorate of North Goa, Panaji for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE

(Description of the said land)

Taluka: Tiswadi

Village: Goa Velha

Survey No./ Sub-Div.No.	Name of the person believed to be interested	Approx. area in sq. mts.
1	2	3
34/7	O: Govind Keni.	1950

Boundaries:

North : Road.
South : Road.

1	2	3	4
	East : Road.		
	West : Foot Path.		
		Total	1950

By order and in the name of the Governor of Goa.

Smt. A. Menezes, Under Secretary (Revenue).

Panaji, 21st October, 1998.

Notification

No. 22/81/98-RD

Whereas it appears to the Government of Goa (hereinafter referred to as "the Government") that the land specified in the Schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. for construction of income-tax office building at Margao.

Now, Therefore, the Government hereby notifies, under sub-section (1) of section 4 of the Land Acquisition Act, 1894 (Central Act I of 1894) (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contract for the disposal of the said land by sale, lease, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed under paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under section 6 of the said Act will be published in the Official Gazette and in two daily newspapers and public notice thereof shall be given in due course. If the acquisition is abandoned wholly or in part, the fact will also be notified in the same manner.

4. The Government further appoints, under clause (c) of section 3 of the said Act, the Deputy Collector (LA), Collectorate of South Goa, Margao to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government also authorises under sub-section (2) of section 4 of the said Act, the following Officers to do Acts, specified therein in respect of the said land.

1. The Collector, South Goa District, Margao.
2. Deputy Collector (LA), Collectorate of South Goa, Margao.
3. Asstt. Commissioner of Income-tax, Circle-2 (Admn.), Margao.
4. The Director of Settlement and Land-Records, Panaji.

6. A rough plan of the said land is available for inspection in the Office of the Deputy Collector (LA), Collectorate of South Goa.

Margao for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE

(Description of the said land)

Taluka: Salcete

City: Margao

Survey No./ P.T. Sheet No.	Sub-Div. No./ Chalta No.	Names of the persons believed to be interested	Approx. area in sq. mts.
1	2	3	4
71	1/1	O: Comunidade of Margao.	590
"	1/2	O: -- do --	625
"	1/3	O: -- do --	612
"	2/1	O: -- do --	594
"	2/2	O: -- do --	569
"	2/3	O: -- do --	225
Total			3215

By order and in the name of the Governor of Goa.

Smt. A. Menezes, Under Secretary (Revenue).

Panaji, 21st October, 1998.

Notification

No. 22/80/98-RD

Whereas it appears to the Government of Goa (hereinafter referred to as "the Government") that the land specified in the Schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. for parking and Garden space at Goa Velha in Tiswadi Taluka.

Now, Therefore, the Government hereby notifies, under sub-section (1) of section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contract for the disposal of the said land by sale, lease, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed under paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under section 6 of the said Act will be published in the Official Gazette and in two daily newspapers and public notice thereof shall be given in due course. If the acquisition is abandoned wholly or in part, the fact will also be notified in the same manner.

4. The Government further appoints, under clause (c) of section 3 of the said Act, the Deputy Collector (LA), Collectorate of North Goa, Panaji to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government also authorises under sub-section (2) of section 4 of the said Act, the following Officers to do Acts, specified therein in respect of the said land.

1. The Collector, North Goa District, Panaji.
2. Deputy Collector (LA), Collectorate of North Goa, Panaji.
3. The Block Development Officer, Tiswadi, Panaji.
4. The Director of Settlement and Land Records, Panaji.

6. A rough plan of the said land is available for inspection in the Office of the Deputy Collector (LA), Collectorate of North Goa, Panaji for a period of 30 days from the date of publication of this notification in the Official Gazette.

SCHEDULE

(Description of the said land)

Taluka: Tiswadi

Village: St. Andre

Survey No./ Sub-Div. No.	Names of the persons believed to be interested	Approx. area in sq. mts.
1	2	3
2/2	O: Confre de Goa Velha. T: Adelaide Guha.	300
2/4	O: Confre de Goa Velha.	15
3/1	O: Confre de Goa Velha. T: Domingo Braganza.	500
2/5	O: Confre de Goa Velha. T: Adelaide Guha.	275
3/6	O: Confre de Goa Velha. T: Domingo Braganza.	700
Total		1790

Boundaries:

North : S. No. 1/10, 2/4, 3/2.
South : S. No. 2/4, 2/3, 3/7.
East : S. No. 3/2 & road, road, 3/2.
West : S. No. 2/2, 2/3, road.

Total 1790

By order and in the name of the Governor of Goa.

Smt. A. Menezes, Under Secretary (Revenue).

Panaji, 21st October, 1998.

Notification

No. 22/38/98-RD

Whereas it appears to the Government of Goa (hereinafter referred to as "the Government") that the land specified in the Schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. for development of playground at Porvorim in village Socorro of Bardez Taluka.

Now, Therefore, the Government hereby notifies, under sub-section (1) of section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contract for the disposal of the said land by sale, lease, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed under paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under section 6 of the said Act will be published in the Official Gazette and in two daily newspapers and public notice thereof shall be given in due course. If the acquisition is abandoned wholly or in part, the fact will also be notified in the same manner.

4. The Government further appoints, under clause (c) of section 3 of the said Act, the Deputy Collector (Rev.), Collectorate of North Goa, Panaji to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government also authorises under sub-section (2) of section 4 of the said Act, the following Officers to do Acts, specified therein in respect of the said land.

1. The Collector, North Goa District, Panaji.

2. Deputy Collector (Rev.), Collectorate of North Goa, Panaji.

3. Director of Sports & Youth Affairs, Panaji.

4. The Director of Settlement and Land Records, Panaji.

6. A rough plan of the said land is available for inspection in the Office of the Deputy Collector (Rev.), Collectorate of North Goa, Panaji for a period of 30 days from the date of publication of this notification in the Official Gazette.

SCHEDULE

(Description of the said land)

Taluka: Bardez		Village: Socorro
Survey No./ Sub-Div.No.	Names of the persons believed to be interested	Approx. area in sq. mts.
1	2	3
362/1 part	O: Comunidade of Serula. Holy Family Chapel. Bhalchandra Sonum Asnodkar. Hamsawali Balchandra Asnodkar. <i>Boundaries:</i> North : Road. South : S. No. 364/1, 2, 1-A & 3-4. East : S. No. 362/1. West : Road.	7500
Total		7500

By order and in the name of the Governor of Goa.

Smt. A. Menezes, Under Secretary (Revenue).

Panaji, 10th November, 1998.

Notification

No. 22/98/97-RD

Whereas by Government Notification No. 22/98/97-RD dated 29-10-97 published on page 529 of Series II, No. 31 of the Official Gazette, dated 20-11-97 and in two newspapers (1) Gomantak dated 12-11-97 (2) Navhind Times dated 11-11-97 it was notified under section 4 of the Land Acquisition Act, 1894 (Central Act I of 1894) (hereinafter referred to as "the said Act") that the land, specified in the Schedule appended to the said Notification was likely to be needed for the public purpose viz. to provide access to the land locked area to Shri Adam Khan and others at Bhatulem, Panaji, Goa.

And whereas, the Government of Goa (hereinafter referred to as "the Government") after considering the report made under sub-section (2) of section 5A of the said Act is satisfied that the land specified in the Schedule hereto is needed for the public purpose specified above (hereinafter referred to "the said land").

Now, therefore, the Government hereby declares, under section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government also appoints, under clause (c) of section 3 of the said Act the Deputy Collector (L.A.), Collectorate of North Goa District, Panaji to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and directs him under section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the Office of the said Deputy Collector (L.A.), Collectorate of North Goa District, Panaji till the award is made under section 11.

SCHEDULE

(Description of the said land)

Taluka: Tiswadi		City: Panaji
P.T. Sheet No./ Chalta No.	Names of the persons believed to be interested	Approx. area in sq. mts.
1	2	3
125/12 part	O: Ramnath Vishnu Phaterpelkar. Shambhu Vishnu Phaterpelkar. Gopalkrishna Vishnu Phaterpelkar. <i>Boundaries:</i> North: P.T.S. No. 125, Ch. No. 14. South: Nala. East: Road. West: P.T.S. 125 Ch. No. 12 & 13.	75
Total		75

By order and in the name of the Governor of Goa.

Smt. A. Menezes, Under Secretary (Revenue).

Panaji, 27th November, 1997.